

*Filed*  
**PATENT**  
Atty Docket No. 66642  
First Class Mail

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|               |                                      |                  |         |
|---------------|--------------------------------------|------------------|---------|
| Applicant(s): | J. Andre Bowman                      | Group No.        | 3713    |
| Serial No.:   | 10/750,352                           | Examiner:        | Unknown |
| Filed:        | December 31, 2003                    | Confirmation No. | 9483    |
| For:          | Method for Selecting Lottery Numbers |                  |         |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Dear Sir:

Attached please find the following:

- ☒ Information Disclosure Statement (5 pages)
- ☒ Information Disclosure Statement by Applicant including the 11 listed references
- ☒ Certificate of Mailing by First Class Mail
- ☒ Stamped, pre-addressed postcard

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**CERTIFICATE OF MAILING**

I hereby certify that, on the date shown below, this correspondence is being

- ☒ deposited with the United States Postal Service in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**MAILING**

- 37 C.F.R. §1.8**  
☒ as first class mail.

**37 C.F.R. §1.10**  
as "Express Mail Post Office to Addressee"  
EXPRESS MAIL NO.

**FACSIMILE TRANSMISSION**

- ☐ transmitted by facsimile to the Patent and Trademark Office.

\_\_\_\_\_  
Gayle Canfield  
Name of Depositor

*Gayle Canfield*  
\_\_\_\_\_  
Signature


\_\_\_\_\_  
May 25, 2004  
Date

The Commissioner is hereby authorized to charge any additional fees, which may be required to Deposit Account No. 50-1662. A duplicate of this request is attached.

Respectfully submitted,

POLSINELLI SHALTON & WELTE, P.C.

Date: 25 May 2004

  
Jerome R. Smith, Jr., Reg. No. 35,684  
700 W. 47<sup>th</sup> Street, Suite 1000  
Kansas City, Missouri 64112  
Tel: (816) 360-4119  
Fax: (816) 753-1536  
Attorney for Applicants



**PATENT**  
Atty Docket No. 66642  
First Class Mail

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): J. Andre Bowman  
Serial No.: 10/750,352  
Filed: December 31, 2003  
For: Method for Selecting Lottery  
Numbers

Group No. 3713  
Examiner: Unknown  
Conf. No. 9483

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO Form 1449. In sections I-IV, below, the paragraph(s) marked with an "x" in the requisite space are applicable to this Information Disclosure Statement.

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**CERTIFICATE OF MAILING**

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\_\_\_\_\_  
Gayle Canfield  
Name of Depositor

*Gayle Canfield*  
\_\_\_\_\_  
Signature

\_\_\_\_\_  
May 25, 2004  
Date

**I. REQUEST FOR CONSIDERATION**

☐ (a) The enclosed Information Disclosure Statement is being filed within three months of the filing date or within three months of the entry of the national stage of the above-identified application. Accordingly, applicant(s) believe(s) that no fee or certification is required.

☒ (b) **Applicant(s) believe(s) the enclosed Information Disclosure Statement is entitled to the benefit of 37 CFR §1.97 (b) (3) as it is being filed before the mailing of the first Office Action on the merits. Accordingly, applicant(s) believe(s) that no fee or certification is required.**

☐ (c) Applicant(s) believe(s) the enclosed Information Disclosure Statement is entitled to the benefit of 37 CFR §1.97 (b) (4) as it is being submitted before the mailing of an Office Action after the filing of a request for continued examination under 37 CFR §1.114. Accordingly, applicant(s) believe(s) that no fee for certification is required.

☐ (d) Pursuant to 37 CFR §1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:

☐ a certification under 37 CFR §1.97(e); or

☐ the fee set forth in 37 CFR §1.17 (p);

☐ a check for this fee is enclosed herewith; or

☐ please charge this fee to Deposit Account No. 50-1662.

**II. PETITION UNDER 37 CFR 1.97 (d)**

☐ a) Pursuant to 37 CFR §1.97 (d), applicant(s) hereby petition(s) the Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state(s) that the issue fee has not been paid and that a certification under 37 CFR §1.97 (e) is provided herein, along with the petition fee of \$130.00 required under 37 CFR §1.17 (i) (1);

☐ a check for this petition fee is enclosed herewith;

☐ please charge this petition fee to Deposit Account No. 50-1662;

and

b) The information disclosure fee of \$200.00 required by 37 CFR §1.17 (p) is believed to be due, and

☐ a check for this fee is enclosed herewith; or

☐ please charge this fee to Deposit Account No. 50-1662.

III. CERTIFICATION UNDER 37 CFR §1.97 (e) (1)

☐ The undersigned hereby certifies that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of this statement. Art was cited in an International search Report mailed \_\_\_\_\_ in the PCT Application No. \_\_\_\_\_ corresponding to the above listed patent application.

☐ A copy of the \_\_\_\_\_ by the International Preliminary Examining Authority is enclosed herewith.

IV. CERTIFICATION UNDER 37 CFR §1.97 (e) (2)

[ ] The undersigned hereby certifies that no item of information contained in the attached Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual having a duty of disclosure as set forth in 37 CFR §1.56 (c) more than three months prior to the filing of this statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

With respect to references AA, AB, and AK, these references were known to the applicant prior to the filing date of the above-listed patent application.

If a search report of a governmental or international or regional bureau searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 CFR §1.98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, applicant does not necessarily adopt the position reflected by that report.

The information herein cited is only in fulfillment of Applicant's(s') duty of candor in disclosing all information brought to Applicant's(s') attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve(s) the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

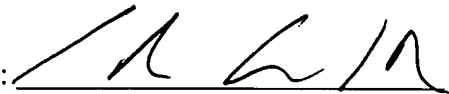
Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

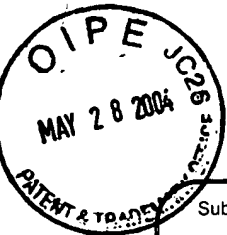
The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1662.

Respectfully submitted,

POLSINELLI SHALTON & WELTE, P.C.

Date: 25 May 2004

By:   
Jerome R. Smith, Jr. Reg. No. 35,684  
700 W. 47<sup>th</sup> Street, Suite 1000  
Kansas City, Missouri 64112  
Tel: (816) 360-4119  
Fax: (816) 753-1536  
Attorney for Applicant(s)



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/750,352        |
| Filing Date            | December 31, 2003 |
| First Named Inventor   | J. Andre Bowman   |
| Group Art Unit         | 3713              |
| Examiner Name          | Unknown           |
| Attorney Docket Number | 66642             |

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|------------------------|--------------------------|---|----------------|
|                        | AA                       | History of Lotto from 14G.com., <a href="http://www.14g.com">www.14g.com</a> , (5 pages)  |                |
|                        | AB                       | NASPL Lottery History, <a href="http://www.naspl.org">www.naspl.org</a> , (7 pages)   |                |
|                        | AC                       | About Florida Lotto, <a href="http://www.flotteryonline.com">www.flotteryonline.com</a> , ©2003, (2 pages)  |                |
|                        | AD                       | Quick Picks Generator, <a href="http://www.lotterypost.com">www.lotterypost.com</a> , ©1999-2003, (3 pages)   |                |
|                        | AE                       | About New York Lotto, <a href="http://www.nylotteryonline.com">www.nylotteryonline.com</a> , ©2003, (2 pages)   |                |
|                        | AF                       | About Mega Millions, <a href="http://www.megamillionsonline.com">www.megamillionsonline.com</a> , ©2003, (3 pages)  |                |
|                        | AG                       | About Powerball, <a href="http://www.playlot.com">www.playlot.com</a> , ©2003, (2 pages)  |                |
|                        | AH                       | Texas Lottery Commission Joins Mega Millions™, <a href="http://www.txlottery.org">www.txlottery.org</a> , ©2000-2003, (2 pages)   |                |
|                        | AI                       | About MUSL, <a href="http://www.musl.com">www.musl.com</a> , (2 pages)  |                |
|                        | AJ                       | Powerball, About Us, <a href="http://www.powerball.com">www.powerball.com</a> , ©1997-2003, (1 page)  |                |
|                        | AK                       | My Lotto Corner works to serve as a resource for information regarding lotteries, <a href="http://www.mylottocorner.com">www.mylottocorner.com</a> , ©2002-2003, (2 pages)  |                |

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

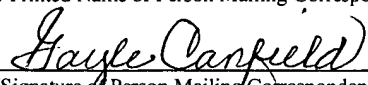




|   |                   |          |               |                  |
|---|-------------------|----------|---------------|------------------|
| CERTIFICATE OF MAILING BY "FIRST CLASS MAIL" (37 CFR 1.8) |                   |          | Matter No.    |                  |
| Applicant(s): J. Andre Bowman                             |                   |          | 66642         |                  |
| Serial No.  | Filing Date       | Examiner | Group Art No. | Confirmation No. |
| 10/750,352  | December 31, 2003 | Unknown  | 3713          | 9483             |

Invention: METHOD FOR SELECTING LOTTERY NUMBERS

I hereby certify that a Transmittal (2 pages, in duplicate); Information Disclosure Statement (5 pages); Information Disclosure Statement by Applicant including the 11 listed references; Certificate of Mailing by First Class Mail (1 page); and a stamped, pre-addressed postcard are being mailed by U.S. Postal Service First Class Mail to Addressee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 25th day of May, 2004.

Gayle Canfield  
(Typed or Printed Name of Person Mailing Correspondence)  
  
(Signature of Person Mailing Correspondence)